

**THE MINUTES OF THE COUNCIL MEETING HELD IN THE TUMUT ROOM, 67
CAPPER STREET, TUMUT ON THURSDAY 21 APRIL 2022 COMMENCING AT 2.00PM**

PRESENT: Mayor Ian Chaffey (Chair), Councillor Johanna (Hansie) Armour, Councillor Julia Ham, Councillor James Hayes, Councillor Sam Hughes, Councillor Mick Ivill, Councillor John Larter, Councillor Brent Livermore, Councillor Trina Thomson.

IN ATTENDANCE: Chief Executive Officer Matthew Hyde, Acting Executive Director Infrastructure John Osland, Executive Chief of Staff Shelley Jones, Chief Financial Officer Susanne Andres and Executive Assistant Jeannie Moran-Fahey.

1. ACKNOWLEDGEMENT OF COUNTRY

An acknowledgement of country was delivered by the Mayor.

2. APOLOGIES, LEAVE OF ABSENCE AND REMOTE ATTENDANCE

M106/22 RESOLVED:

That the request for remote attendance from Cr Hayes be received and granted.

Cr Trina Thomson /Cr Mick Ivill

CARRIED UNANIMOUSLY

3. DECLARATIONS OF PECUNIARY INTEREST

Cr Julia Ham declared a pecuniary interest in relation to report # 11.5 Tumbarumba Pre-School Local Options due to being a member of the Start Strong Pre-School Committee and will leave the room during discussion and voting.

4. PUBLIC FORUM

Kevin Loughrey LtCol (Ret'd) addressed the Public Forum held immediately prior to the 21 April 2022 Ordinary Meeting for Item 7.2 'Notice of Motion – Vaccination COVID-19'.

5. CONFIRMATION OF MINUTES

5.1 ORDINARY MEETING - 17 MARCH 2022

M107/22 RESOLVED:

That the Minutes of the Ordinary Council Meeting held on 17 March 2022 be received.

Cr Julia Ham/ Cr Sam Hughes

CARRIED UNANIMOUSLY

5.2 BUSINESS ARISING

Cr Trina Thomson requested information on whether or not a response had been received from Minister Kean regarding Transgrid. The CEO advised only an acknowledgement has been received.

6. CORRESPONDENCE/PETITIONS

Nil.

7. NOTICE OF MOTION/NOTICE OF RESCISSION

7.1 NOTICE OF MOTION – REVIEW OF FEES – COMMUNITY USE OF COUNCIL’S OPEN SPACE – CR JOHN LARTER

RECOMMENDATION:

THAT COUNCIL:

1. Waive all fees paid by community sporting groups and schools from the date of this meeting until 30 June 2022;
2. Refund all fees paid by community sporting groups and schools for use of Council’s Open Space in the 21/22 financial year that total above \$100;
3. Consider in the deliberations for setting the 22/23 fees and charges a flat annual rate for community sporting groups and schools to use Council’s open space.

Cr John Larter /Cr James Hayes

Division

For

Cr Hayes
Cr Larter

Against

Cr Armour
Cr Ham
Cr Thomson
Cr Chaffey
Cr Hughes
Cr Livermore
Cr Ivill

2/7

LOST

7.2 NOTICE OF MOTION – VACCINATION COVID-19**RECOMMENDATION:
THAT COUNCIL:**

1. Receive the Notice of Motion on Vaccination COVID-19;
2. Requests the establishment of a Royal Commission into the handling of COVID-19;
3. Suspends all media support and does not provide any platform for NSW or Federal Government to continue advocating COVID-19 vaccination until the Royal Commission findings and recommendations are published.

Cr John Larter/Cr James Hayes

AMENDMENT

1. Receive the Notice of Motion on Vaccination COVID-19;
2. Continue as per previous resolutions to support sharing communications from the lead agency.

Cr Trina Thomson

Lapsed

**M108/22 RESOLVED:
THAT COUNCIL:**

1. Receive the Notice of Motion on Vaccination COVID-19.

Cr John Larter/Cr James Hayes

Division**For**

Cr Chaffey
Cr Ham
Cr Hayes
Cr Hughes
Cr Larter
Cr Livermore
Cr Thomson
Cr Ivill

Against

Cr Armour

7/1

CARRIED

M109/22 RESOLVED:
THAT COUNCIL:

2. Requests the establishment of a Royal Commission into the handling of all aspects of COVID-19.

Cr John Larter/Cr James Hayes

Division		
<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> <p>For Cr Chaffey Cr Ham Cr Hayes Cr Hughes Cr Larter Cr Livermore Cr Thomson Cr Ivill</p> </td> <td style="width: 50%; vertical-align: top;"> <p>Against Cr Armour</p> </td> </tr> </table>	<p>For Cr Chaffey Cr Ham Cr Hayes Cr Hughes Cr Larter Cr Livermore Cr Thomson Cr Ivill</p>	<p>Against Cr Armour</p>
<p>For Cr Chaffey Cr Ham Cr Hayes Cr Hughes Cr Larter Cr Livermore Cr Thomson Cr Ivill</p>	<p>Against Cr Armour</p>	

8/1

CARRIED

RECOMMENDATION:
THAT COUNCIL:

3. Suspends all media support and does not provide any platform for NSW or Federal Government to continue advocating COVID-19 vaccination until the Royal Commission findings and recommendations are published.

Cr John Larter/Cr James Hayes

Division		
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LOST

8. MAYORAL MINUTE

Nil.

9. URGENT BUSINESS WITHOUT NOTICE

Nil.

10. GOVERNANCE AND FINANCIAL REPORTS**10.1 ANNUAL INFORMATION GUIDE REVIEW – FOR PUBLIC EXHIBITION**

M110/22 RESOLVED:
THAT COUNCIL:

1. Receive the report on the Draft Snowy Valleys Council Information Guide 2022.
2. Endorse the Snowy Valleys Council Information Guide SVC-EXE-GdI-001-004 for public exhibition for a period of no less than twenty-eight (28) days.
3. Note that the Information Commissioner NSW must be notified prior to adopting or amending an Agency's Information Guide and therefore a copy of the Draft Information Guide will be submitted to the Information Commissioner NSW prior to finalisation.
4. Note that if submissions are received during the public exhibition period, a further report will be provided to Council on the submissions and any proposed amendments to the Information Guide.
5. Adopt the Information Guide if no submissions are received on the day after the completion of the public exhibition and publish on the Snowy Valleys Council website.
6. After adoption, the Information Guide 2022 SVC-EXE-GdI-001-004 to be published on the Council website and the Information Guide 2021 SVC-EXE-GdI-001-003 to be removed from Council's website.

Cr Julia Ham/Cr Brent Livermore

CARRIED UNANIMOUSLY

10.2 PECUNIARY INTEREST RETURNS FOR NEW COUNCILLORS AND DESIGNATED STAFF

M111/22 RESOLVED:
THAT COUNCIL:

1. Receive the report on Pecuniary Interest Returns for New Councillors and Designated Staff.
2. Note the following Declarations of Pecuniary Interest Returns from new Councillors and Designated Staff as at 31 March 2022 as listed in accordance with the Code of Conduct:

Councillors: Cr Johanna (Hansie) Armour, Cr Ian Chaffey, Cr Julia Ham, Cr James Hayes, Cr Samuel Hughes, Cr Michael Ivill, Cr John Larter, Cr Brent Livermore, Cr Trina Thomson.

Designated Staff: John Osland – Acting Executive Director Infrastructure.

3. Approve for the redacted Pecuniary Interest Returns for the Councillors and Designated Staff member to be placed on council website in accordance with the current Information and Privacy Commission Guideline 1.

Cr Julia Ham/Cr Mick Ivill

CARRIED UNANIMOUSLY

10.3 MINUTES – CANBERRA REGION JOINT ORGANISATION BOARD MEETING – 25 FEBRUARY 2022

M112/22 RESOLVED:
THAT COUNCIL:

1. Receive the report on Minutes – Canberra Region Joint Organisation Board Meeting – 25 February 2022;
2. Note the Minutes of the Canberra Region Joint Organisation held on 25 February 2022.

Cr James Hayes/Cr Julia Ham

CARRIED UNANIMOUSLY

10.4 STATEMENT OF INVESTMENTS – MARCH 2022

M113/22 RESOLVED:
THAT COUNCIL:

1. Receive the report on Statement of Investments – March 2022.

Cr John Larter/Cr Mick Ivill

CARRIED UNANIMOUSLY

11. MANAGEMENT REPORTS

11.1 DRAFT MURRAY AND MURRUMBIDGEE REGIONAL WATER STRATEGIES

M114/22 RESOLVED:
THAT COUNCIL:

1. Receive the report on Draft Murray and Murrumbidgee Regional Water Strategies.
2. Receive a further report to be presented to Council for consideration following the public forums.
3. Invite NSW Water to speak on the Regional Water Strategies.

Cr Trina Thomson/Cr Mick Ivill

CARRIED UNANIMOUSLY

11.2 ADDITIONAL SPECIAL RATE VARIATION FOR 2022/23**M115/22 RESOLVED:
THAT COUNCIL:**

1. Receive the report on Additional Special Rate Variation (SRV) for 2022/23;
2. Note the ineligibility of Council to apply for the Additional Special Rate Variation;
3. Authorise the CEO to write to IPART and the Minister for Local Government prior to 29 April 2022 requesting an automatic inclusion in the Additional Special Rate Variation round, based on Council's existing SRV application, should Council's original SRV application not be approved by IPART;
4. Resolve that should an application be required due to IPART rejecting Council's current SRV application, it be for a permanent special variation of 2.5% under section 508(2) of the Local Government Act 1993 expected to yield \$231,098 in the first year for the purpose of maintaining existing services, enhancing financial sustainability, and funding infrastructure maintenance and renewal.

Cr Julia Ham/Cr Sam Hughes

CARRIED UNANIMOUSLY**11.3 ROAD NAME CHANGE - PROPOSED NAME CHANGE FROM MITCHELL AVENUE TO WALLABY AVENUE - KHANCOBAN****RECOMMENDATION:
THAT COUNCIL:**

1. Receive the report on Road Name Change - Proposed name change from Mitchell Avenue to Wallaby Avenue - Khancoban.
2. Endorse placing the proposal for the road name change from Mitchell Avenue to Wallaby Avenue on public exhibition for a minimum of 28 days including publishing the proposal in the local newspapers allowing public comment.
3. Approve the proposal for the road name change from Mitchell Avenue to Wallaby Avenue in Khancoban:
 - a) Serve notices of the road name proposal to Australia Post, Registrar General, Surveyor General
 - b) Formally have the name gazetted in the Government Gazette and place a notice in the local newspaper giving a description to the road and its location
4. Update the Road Naming Policy to withdraw names from the policy that have been selected and are in use.
5. Receive a further report on the proposed road name change from Mitchell Avenue to Wallaby Avenue if public submissions are received during the exhibition period.

Cr James Hayes/Cr Julia Ham

M116/22 RESOLVED:

THAT COUNCIL:

1. Defer Item 11.3 'Road Name Change - Proposed Name Change From Mitchell Avenue to Wallaby Avenue – Khancoban' to a future meeting following further consultation with the community.

Cr James Hayes/Cr Julia Ham

CARRIED UNANIMOUSLY**11.4 KHANCOBAN VACANT LAND - LOTS 11, 12, 13, 14, 15 AND 16 OF DP220750 - REQUEST FOR PURCHASE - RE SUBMISSION****RECOMENDATION:**

THAT COUNCIL:

1. Receive this report on Khancoban Vacant Land – Lots 11, 12, 13, 14, 15 and 16 of DP220750 - Request for Purchase - Re Submission;
2. Approve the sale of Lots 11, 12, 13, 14, 15 and 16 of DP220750 through an Expression of Interest process Snowy Valleys Council Agenda Thursday 21 April 2022 11.4 Khancoban Vacant Land - Lots 11, 12, 13, 14, 15 and 16 of DP220750 - Request for Purchase - Re Submission Page 53;
3. Approve the delegation of authority to the Chief Executive Officer and Mayor to assess and determine the successful expression of interest bids for the sale of the land as described in item 2 above;
4. Authorise the Chief Executive Officer to negotiate the sale price of the parcels of land as described in item 2 above, noting that all parties will meet their own legal costs, to a value within 20% of the market appraisal;
5. Approve the delegation of authority to the Chief Executive Officer and Mayor to execute all sale documents and affix the Council seal to documentation required to complete the sale of the parcels.

M117/22 RESOLVED:

THAT COUNCIL:

1. Defer Item 11.4 'Khancoban Vacant Land - Lots 11, 12, 13, 14, 15 and 16 of Dp220750 - Request for Purchase - Re Submission' to a future meeting to address the inconsistency in the previous report.

Cr Trina Thomson/Cr Johanna (Hansie) Armour

CARRIED UNANIMOUSLY

Cr Ham left the meeting at 2.56pm.

M118/22 RESOLVED:

to move into Committee of the Whole.

Cr Brent Livermore/ Cr Johanna (Hansie) Armour

CARRIED UNANIMOUSLY

M119/22 RESOLVED:

to move out of Committee of the Whole.

Cr Johanna (Hansie) Armour/Cr John Larter

CARRIED UNANIMOUSLY

11.5 TUMBARUMBA PRE-SCHOOL, LOCATION OPTIONS**M120/22 RESOLVED:
THAT COUNCIL:**

1. Receive the report on Tumbarumba Pre-School, Location Options;
2. Advise that the sale of King George Fifth Park would be the preferred option; pending the outcome of soil testing;
3. Advise that Council's preferred second option is to lease Bicentennial Park, near the library;
4. Authorise the CEO to negotiate terms of the lease or sale on the preferred site and bring a report back to Council to allow lease or sale to progress;
5. That Council provide written advice of this resolution to the funding body.

Cr Brent Livermore/Cr Mick Ivill

CARRIED UNANIMOUSLY

Cr Ham returned to the meeting at 3.14pm.

11.6 ENVIRONMENTAL PLANNING AND ASSESSMENT (STATEMENT OF EXPECTATIONS) ORDER 2021 INCLUDING DEVELOPMENT METRICS AND INITIATIVES**M121/22 RESOLVED:**

1. Receive and note the report on the Environmental Planning and Assessment (Statement of Expectations) Order 2021 including Development metrics and Initiatives.

Cr Mick Ivill/Cr Sam Hughes

CARRIED UNANIMOUSLY

M122/22 RESOLVED:

to move into Committee of the Whole.

Cr Julia Ham/Cr Brent Livermore

CARRIED UNANIMOUSLY

M123/22 RESOLVED:

to move out of Committee of the Whole.

Cr John Larter/Cr Sam Hughes

CARRIED UNANIMOUSLY

11.7 REQUEST TO EXPLORE FUTURE OPTIONS FOR COMMUNITY SERVICES PROGRAMS

RECOMMENDATION:

THAT COUNCIL:

1. Receive and note the report on Request to Explore Options for Community Services Programs;
2. Confirm its commitment to ensuring residents of the Snowy Valleys have access to a range of quality aged services and providers;
3. Endorse proceeding with the exploration of options for the future delivery of the Community Services Programs;
4. Endorse the development of an alternative transition plan and the undertaking of due diligence for a possible transfer of Council's Commonwealth Home Support Program funding contracts, programs, and associated assets to an accredited provider of such programs and services;
5. Request the Chief Executive Officer to submit a report to a future meeting of Council for a recommendation in respect of a possible transfer of SVC Commonwealth Home Support Program funding contracts, programs and associated assets to an accredited provider of such programs and services;
6. Commit to advocating to other levels of government to address any emerging issues in the provision of appropriate aged care programs and services for the residents of Snowy Valleys.

Cr Julia Ham/Cr Mick Ivill

11.7 REQUEST TO EXPLORE FUTURE OPTIONS FOR COMMUNITY SERVICES PROGRAMS

M124/22 RESOLVED:
THAT COUNCIL:

1. Receive and note the report on Request to Explore Options for Community Services Programs;

Cr Julia Ham/Cr Mick Ivill

CARRIED UNANIMOUSLY

11.7 REQUEST TO EXPLORE FUTURE OPTIONS FOR COMMUNITY SERVICES PROGRAMS

M125/22 RESOLVED:
THAT COUNCIL:

2. Confirm its commitment to ensuring residents of the Snowy Valleys have access to a range of quality aged services and providers;

Cr Julia Ham/Cr Mick Ivill

CARRIED UNANIMOUSLY

11.7 REQUEST TO EXPLORE FUTURE OPTIONS FOR COMMUNITY SERVICES PROGRAMS

RECOMMENDATION:
THAT COUNCIL:

3. Endorse proceeding with the exploration of options for the future delivery of the Community Services Programs;

Cr Julia Ham/Cr Mick Ivill

Division

For

Cr Ham
Cr Hayes
Cr Larter

Against

Cr Armour
Cr Thomson
Cr Chaffey
Cr Hughes
Cr Livermore
Cr Ivill

3/6

LOST

11.7 REQUEST TO EXPLORE FUTURE OPTIONS FOR COMMUNITY SERVICES PROGRAMS

RECOMMENDATION:
THAT COUNCIL:

- 4. Endorse the development of an alternative transition plan and the undertaking of due diligence for a possible transfer of Council’s Commonwealth Home Support Program funding contracts, programs, and associated assets to an accredited provider of such programs and services;

Cr Julia Ham/Cr Mick Ivill

Division

For

Cr Hayes
Cr Larter

Against

Cr Armour
Cr Ham
Cr Thomson
Cr Chaffey
Cr Hughes
Cr Livermore
Cr Ivill

2/7

LOST

11.7 REQUEST TO EXPLORE FUTURE OPTIONS FOR COMMUNITY SERVICES PROGRAMS

RECOMMENDATION:
THAT COUNCIL:

- 5. Request the Chief Executive Officer to submit a report to a future meeting of Council for a recommendation in respect of a possible transfer of SVC Commonwealth Home Support Program funding contracts, programs and associated assets to an accredited provider of such programs and services;

Cr Julia Ham/Cr Mick Ivill

Division

For

Cr Ham
Cr Ivill
Cr Larter

Against

Cr Armour
Cr Chaffey
Cr Hayes
Cr Hughes
Cr Thomson
Cr Livermore

3/6

LOST**11.7 REQUEST TO EXPLORE FUTURE OPTIONS FOR COMMUNITY SERVICE PROGRAMS****M126/22 RESOLVED:
THAT COUNCIL:**

6. Commit to advocating to other levels of government to address any emerging issues in the provision of appropriate aged care programs and services for the residents of Snowy Valleys.

Cr Julia Ham/Cr Mick Ivill

CARRIED UNANIMOUSLY**12. MINUTES OF COMMITTEE MEETINGS****12.1 MINUTES - ABORIGINAL LIAISON COMMITTEE - 23 FEBRUARY 2022****M127/22 RESOLVED:
THAT COUNCIL:**

1. Receive the report on the Minutes – Aboriginal Liaison Committee – 23 February 2022;
2. Note the Minutes of the Aboriginal Committee meeting held on 23 February 2022.

Cr Trina Thomson/Cr Sam Hughes

CARRIED UNANIMOUSLY**12.2 MINUTES - AERODROME COMMITTEE MEETING - 8 MARCH 2022****M128/22 RESOLVED:
THAT COUNCIL:**

1. Receive the report on the Minutes – Aerodrome Committee Meeting – 8 March 2022
2. Note the Minutes of the Aerodrome Committee meeting held on 8 March 2022
3. Adopt the following recommendations from the minutes:
 - a) That Council change the Terms of Reference in point 4 (a) to state 'three meetings per year' as per the Committee Operations Manual

(Part 5 - Meetings).

- b) That Council adopt the changes to the Aerodrome Committee Terms of Reference.

Cr John Larter/Cr Mick Ivill

CARRIED UNANIMOUSLY

There being no further business to discuss, the meeting closed at 3.40pm.

